IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

MONDAY, THE FOURTH DAY OF OCTOBER
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MS JUSTICE G.ROHINI

WRIT PETITION NO : 17333 of 2004

Between:

Ujjwala Mahila Sangham, Jadirivandlapalli (DWCRA Group)W/o.Ranga Reddy, R/o.Kadirivandlapalli, Yeragattavandlapalli Post, Vandadi Village, Chinnamandem Mandal, Kadapa District.

..... PETITIONER

AND

1 The Revenue Divisional officer, Kadapa Town, Kadapa Dist.
2 The Mandal Revenue officer, Chinnamandem Mandal, Kadapa Dist.
3 Mandal Revenue Inspector, Chinnamandem Mandal, Kadapa District.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue a writ, order or direction, particularly one in the nature of writ of Mandamus declaring the action of the first respondent in suspending the authorization of Fair Price shop Dealership of petitioner pending enquiry under proceedings Ref.C/608/2004 dated 10-8-2004 as arbitrary, illegal and unconstitutional and consequently set aside the said impugned order.

Counsel for the Petitioner: MR.G.RAMACHANDRA REDDY

Counsel for the Respondents: GP FOR CIVIL SUPPLIES

The Court at the stage of admission made the following Order:

The petitioner is the authorized dealer in respect of Fair Price Shop of Kadirivandlapalli, Hamlet of Vandadi village. The authorization of the petitioner has been suspended by the first respondent-Revenue Divisional Officer, Kadapa Town, Kadapa District by order dated 10-08-2004, pending enquiry into the alleged irregularities in distribution of the commodities, which is under challenge in this writ petition.

I have heard the learned counsel for the petitioner and the learned Government Pleader appearing for the respondents.

Though the learned counsel for the petitioner raised various grounds assailing the correctness of the impugned order of suspension, I am not inclined to express any opinion, since against the order impugned in this writ petition, an efficacious alternative remedy is available under the statute by way of appeal to the Joint Collector. Without exhausting the said alternative remedy available under the statute, the petitioner cannot maintain this writ petition.

Accordingly, the writ petition is disposed of granting leave and liberty to the petitioner to avail the appropriate remedy as available under law. No costs.

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04-10-2004

kdl

To

1 The Revenue Divisional officer, Kadapa Town, Kadapa Dist.
2 The Mandal Revenue officer, Chinnamandem Mandal, Kadapa Dist.
3 Mandal Revenue Inspector, Chinnamandem Mandal, Kadapa District.

4 Two C.Cs. to the Government Pleader for Civil Supplies, High Court Buildings, A.P., Hyderabad, (OUT).

5 Two C.D. Copies.